UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

SAN MIGUEL HOSPITAL CORP.	:	Case Nos.
D/B/A ALTA VISTA REGIONAL HOSPITAL	:	28-RM-620
	:	28-RM-621
And	:	28-RM-622
	:	28-RM-623
DISTRICT 1199, NATIONAL UNION OF HOSPITAL	:	28-RM-624
AND HEALTHCARE EMPLOYEES	2	28-RM-625

PETITIONER'S SUPPLEMENTAL MEMORANDUM IN SUPPORT OF PETITIONER'S REQUEST FOR REVIEW

As the Petitioner in the above-captioned cases, San Miguel Hospital Corporation d/b/a Alta Vista Regional Hospital (hereafter, "Alta Vista" or the "Hospital") hereby submits, by and through the Hospital's Undersigned Counsel, this Supplemental Memorandum in Support of Alta Vista's Request for Review.

BACKGROUND

For the necessary background, Alta Vista respectfully refers the Board to the Request for Review filed with the Board in the above-captioned case by the Hospital on November 22, 2010, together with the Hospital's Opposition to Acting General Counsel's Motion to Supplement Motion for Summary Judgment and Record and Hospital's Cross-Motion for Summary Judgment (hereafter, collectively, the "Hospital's Opposition"), which was e-filed by the Hospital contemporaneously herewith, as part of Case Nos. 28-CA-21896 and 28-RC-6518.

ARGUMENT

Alta Vista respectfully refers the Board to the Hospital's Opposition, specifically footnote 3, a copy of which has been contemporaneously e-filed in the above-captioned case. As explained by the Opposition, by virtue of the fact the Board has afforded the General Counsel special permission to issue an Amended Complaint in Case No. 28-CA-21896, which took place on February 14, 2011, the Board has improperly prejudged the merits of the Request for Review, compromised the agency's ability to rule upon the Request for Review with even the appearance of impartiality, and irreparably violated the Hospital's due process rights. Accordingly, separate and apart from the arguments set forth by the Request for Review, Alta Vista respectfully submits that, due to the rulings recently issued by the Board in Case No. 28-CA-21896, the interests of justice require the Board to grant the Request for Review.

CONCLUSION

For the reasons set forth above, Alta Vista respectfully requests that the Board grant the Hospital's Request for Review.

Dated:

March 9, 2011

Glastonbury, Connecticut

Respectfully submitted,

Bryan T. Carmody, Esq.

Attorney for Respondent 134 Evergreen Lane Glastonbury, Connecticut 06033 (203) 249-9287 bryancarmody@bellsouth.net

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CERTIFICATE OF SERVICE OF PETITIONER'S SUPPLEMENTAL MEMORANDUM IN SUPPORT OF PETITIONER'S REQUEST FOR REVIEW

The Undersigned, Bryan T. Carmody, Esq., being an Attorney duly admitted to the practice of law, does hereby certify, pursuant to 28 U.S.C. § 1746, that the original of the Petitioner's Supplemental Memorandum in Support of Petitioner's Request for Review (hereafter, the "Supplemental Memorandum") is being filed this date by San Miguel Hospital Corporation in the above-captioned matter *via* effling at www.nlrb.gov, being the website maintained by the National Labor Relations Board.

The Undersigned further does hereby certify that a copy of the Supplemental Memorandum is being provided this date to the following *via* e-mail:

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Dated: March 9, 2011

Glastonbury, Connecticut

Respectfully submitted,

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